

REMARKS

The Office Action mailed April 5, 2006, in the nature of a requirement for restriction, has been carefully reviewed. Favorable consideration is respectfully requested.

Restriction has been required among what the Examiner considers to be a plurality of patentably distinct species of the invention, as follows:

Group I, drawn to a DNAzyme that targets the GU cleavage site of nucleotides 198-199 of SEQ ID NO:1, presently comprising claims 20-58 in part;

Group II, drawn to a DNAzyme that targets the GU cleavage site of nucleotides 200-201 of SEQ ID NO:1, presently comprising claims 20-58 in part;

Group III, drawn to a DNAzyme that targets the GU cleavage site of nucleotides 264-265 of SEQ ID NO:1, presently comprising claims 20-58 in part;

Group IV, drawn to a DNAzyme that targets the AU cleavage site of nucleotides 271-272 of SEQ ID NO:1, presently comprising claims 20-58 in part;

Group V, drawn to a DNAzyme that targets the AU cleavage site of nucleotides 301-302 of SEQ ID NO:1, presently comprising claims 20-58 in part;

Group VI, drawn to a DNAzyme that targets the GU cleavage site of nucleotides 303-304 of SEQ ID NO:1, presently comprising claims 20-58 in part;

Group VII, drawn to a DNAzyme that targets the AU cleavage site of nucleotides 316-317 of SEQ ID NO:1, presently comprising claims 20-58 in part;

Group VIII, drawn to a DNAzyme of SEQ ID NO:3, presently comprising claims 20-58 in part;

Group IX, drawn to a DNAzyme of SEQ ID NO: 4, presently comprising claims 20-58 in part;

Group X, drawn to a DNAzyme of SEQ ID NO:5, presently comprising claims 20-58 in part;

Group XI, drawn to a DNAzyme of SEQ ID NO: 6, presently comprising claims 20-58 in part;

Group XII, drawn to a DNAzyme of SEQ ID NO:7, presently comprising claims 20-58 in part;

Group XIII, drawn to a DNAzyme of SEQ ID NO:8, presently comprising claims 20-58 in part;

Group XIV, drawn to a DNAzyme of SEQ ID NO:9, presently comprising claims 20-58 in part;

Group XV, drawn to a DNAzyme of SEQ ID NO:10, presently comprising claims 20-58 in part; and

Group XVI, drawn to an angioplastic stent for inhibition of the onset of restenosis, and methods of use thereof, presently comprising claims 59-62.


Applicant hereby elects Group XI, drawn to the DNAzyme of SEQ ID NO:6. It is respectfully requested that this election should include Group IV as well, as the DNAzyme of SEQ ID NO:6 will cleave SEQ ID NO:1 at the AU cleavage site of nucleotides 271-272.

If the election requirement is maintained, it will be clear on the record that the PTO considers the groups to be patentably distinct from one another *i.e.*, *prima facie* non-obvious from one another. This means that a reference identical to the one group would not render the other group *prima facie* obvious.

Favorable consideration and examination of all pending claims on the merits are respectfully requested.

Respectfully submitted,

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